

Form 10 - AFFIDAVIT OF MAILING ONLY

**KURZMAN KARELSEN & FRANK ESQS**

**ATTN:**

U.S.SOUTHERN DIST. COURT NEW YORK COUNTY

PROVIDENCE ZUMBO, AS ADMINISTRATRIX plaintiff  
OF THE EST.OF JOHN ZUMBO AKA JOHN D. ZUMBO  
- against -

T AND B EQUIPMENT COMPANY, INC. defendant

Index No. 07CIV6340LMK

Date Filed .....

Office No.

Court Date: / /

STATE OF NEW YORK, COUNTY OF NEW YORK

:SS:

**JOEL GOLUB** being duly sworn, deposes and says:

I am over 18 years of age, not a party to this action and reside in the State of New York. That on the **24th day of July, 2007** at a regular postal depository maintained by the United States at Church Street Station, New York, New York, deponent mailed the copy of

**SUMMONS AND COMPLAINT**

**JUDGES RULES**

**ELECTRONIC FILING INSTRUCTIONS**

to **ALLEN GEORGE ROTHENBERGER**

the **DEFENDANT** at %T AND B EQUIPMENT COMPANY INS.

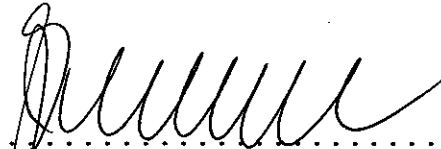
11065 LEADBETTER RD, ASHLAND VA 230056

Copy mailed by 1st class mail marked personal & confidential not indicating on the outside thereof, by return address or otherwise that said notice is from an attorney or concerns an action against the person to be served.

Sworn to before me this  
24th day of July, 2007ni

**KENNETH WISSNER**  
Notary Public, State of New York  
No.01WI4714130

Qualified in NEW YORK COUNTY  
Commission Expires 03/30/2010

  
.....  
JOEL GOLUB 701893  
AETNA CENTRAL JUDICIAL SERVICES  
225 BROADWAY, SUITE 1802  
NEW YORK, NY, 10007  
Reference No. 3KKF49012

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

PROVIDENCE ZUMBO, as Administratrix of the  
Estate of JOHN ZUMBO a/k/a JOHN D. ZUMBO,

V.

T. AND B. EQUIPMENT COMPANY, INC.;  
ALLEN GEORGE ROTHENBERGER,

SUMMONS IN A CIVIL ACTION

CASE NUMBER:

AC

'07 CIV 6340

TO: (Name and address of Defendant)

Allen George Rothenberger  
11065 Leadbetter Road  
Ashland, VA 23005

c/o T and B Equipment Company Inc.

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Kurzman Karelsen & Frank, LLP  
230 Park Avenue  
Suite 2300  
New York, NY 10169

an answer to the complaint which is served on you with this summons, within \_\_\_\_\_ days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

JUL 11 2007

CLERK

DATE

(By) DEPUTY CLERK